

TOWN OF WELLESLEY



MASSACHUSETTS

## ZONING BOARD OF APPEALS

TOWN HALL • 525 WASHINGTON STREET • WELLESLEY, MA 02482-5992

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ZBA 2006-66

Petition of Middlesex Savings Bank  
200 Linden Street

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Petition of MIDDLESEX SAVINGS BANK requesting renewal of a Special Permit pursuant to the provisions of Section XI and Section XXV of the Zoning Bylaw to allow its premises, at 200 LINDEN STREET, to continue to be used as a two-drive through facility, namely, a 24-hour ATM facility on the outer lane and a drive-through window on the inner lane, where business is transacted from the vehicles of customers or patrons, which is a use not allowed by right in a Business District.

On August 25, 2006, the Petitioner filed a request for a hearing before this Authority, and thereafter, due notice of the hearing was given by mailing and publication.

Presenting the case at the hearing was Bruce Weisberg, Senior Vice President for Middlesex Savings Bank, who said that they are looking to renew the Special Permit for the drive up ATM and drive up window at 200 Linden Street.

The Board asked if all of the conditions will remain the same. Mr. Weisberg said that they will.

The Board asked if the ATM facility is open 24 hours. Mr. Weisberg said that it is. He said that the drive up facility is open on Monday through Wednesday from 8 am to 4 pm and from 8 am to 6 pm on Thursday and Friday.

The Board asked if all speakers and sound emanating equipment will be shut off when the drive up facility is closed. Mr. Weisberg said that the sound equipment will be shut off.

### Statement of Facts

The subject property is located at 200 Linden Street, in a Business District, where business transacted from the vehicles of customers or patrons is a use not allowed by right.

The petitioner is requesting renewal of a Special Permit to allow its premises to continue to be used as a two drive-through facility, namely a 24-hour ATM facility on the outer lane and a drive-through window on the inner lane, where business is transacted from the vehicles of customers or patrons.

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### Decision

This Authority has made a careful study of the materials submitted and the information presented at the hearing. The subject structure does not conform to the current Zoning Bylaw, as noted in the foregoing Statement of Facts.

It is the finding of this Authority that the two drive-through facility consisting of a 24-hour ATM and a drive-through window satisfies all Special Permit Use Standards pursuant to Section XXV-D of the Zoning Bylaw and that said use will be in harmony with the intent and purpose of the Zoning Bylaw.

Therefore, a Special Permit is granted, as voted unanimously by this Authority at the Public Hearing, for the aforesaid use.

This Special Permit shall expire two years from the date time-stamped on this decision.

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APPEALS FROM THIS DECISION,  
IF ANY, SHALL BE MADE PURSUANT  
TO GENERAL LAWS, CHAPTER 40A,  
SECTION 17, AND SHALL BE FILED  
WITHIN 20 DAYS AFTER THE DATE  
OF FILING OF THIS DECISION IN THE  
OFFICE OF THE TOWN CLERK.

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Richard L. Seegel, Chairman

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Cynthia S. Hibbard

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David G. Sheffield

cc: Planning Board  
Inspector of Buildings  
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